

Return to:
City of Durham
City-County Planning Dept.
101 City Hall Plaza
Durham, NC 27701

ORDINANCE # _____

**AN ORDINANCE ANNEXING TO THE CITY OF DURHAM AN AREA HEREINAFTER DESCRIBED AND WHICH IS
CONTIGUOUS TO THE CORPORATE BOUNDARY OF THE CITY OF DURHAM, UNDER THE PROVISIONS OF NCGS
160A-31 ET.SEQ.**

(BDG1500008 – Estates at Fendol Farm)

WHEREAS, a petition was filed by the owner for annexation of certain property (**Section 1**) described therein to the City of Durham; and

WHEREAS, said petition was referred to the City Clerk to investigate its sufficiency, and the City Clerk has certified that said petition is sufficient; and

WHEREAS, the City Manager fixed **7:00 p.m. on June 20, 2016**, at the City Council Chambers of City Hall as the time and place for a public hearing on the question of annexation of said property and ordered that notice of such public hearing be published as provided by NCGS 160A-31(c); and

WHEREAS, said notice of public hearing was duly published in the Durham Herald-Sun one time at least ten (10) days prior to the date of the public hearing; and

WHEREAS, at this public hearing, all residents of the City of Durham were given an opportunity to be heard on any questions concerning the desirability of the annexation.

NOW THEREFORE, THE CITY COUNCIL OF THE CITY OF DURHAM MAKES THE FOLLOWING DETERMINATIONS

1. The public health, safety, and welfare of the inhabitants of the City and of the area proposed for annexation will best be served by annexation of the area proposed.

IT IS THEREFORE ORDAINED BY THE CITY COUNCIL OF THE CITY OF DURHAM:

Section 1. That certain area bounded and described in below is hereby annexed to and made a part of the City of Durham and that minor technical changes to the metes and bounds description and/or to the annexation map may be made administratively to conform to the ownership of the property that has been submitted for annexation.

Beginning at an existing iron pipe, said existing iron pipe have North Carolina Grid Coordinates of N=802,298.50' and E=2,060,045.23'; runs thence with the southern line of the E.C. Perry Property South 88° 22' 06" East 1,249.51 feet to an iron pipe set, runs thence in a generally southwesterly direction along a curve to the right having a radius of 1,064.90 feet an arc distance of 258.04 feet to an iron pipe set, said curve having a chord bearing distance of South 09° 12' 41" West 257.41 feet; continues thence with the western right of way line of Doc Nichols South 16° 15' 24" West 100.96 feet to an iron pipe set; runs thence leaving the western right of way line of Doc Nichols Road North 63° 57' 28" West 429.67 feet to an existing iron pipe; runs thence South 08° 09' 08" East 152.60 feet to an iron pipe set; runs thence South 41° 41' 26" East 427.00 feet to an existing iron pipe located in the western right of way line of Doc Nichols Road; runs thence with the western right of way line of Doc Nichols Road South 16° 21' 45" West 328.57 feet to an existing iron pipe the northeast corner of that property now or formerly belonging to Julia Morton; runs thence with the northern line of the aforesaid Morton Property North 82° 45' 28" West 1,050.26 feet to an existing iron pipe; runs thence with the northern line of the aforesaid Morton Property North 88° 53' 29" West 543.31 feet to an existing iron pipe, the northwest corner of the aforesaid Morton Property and the northeast corner of that property now or formerly belonging to Hubert Terbille; runs thence with the northern line of the aforesaid Terbille Property North 89° 18' 00" West 618.68 feet to an existing iron pipe; runs thence North 89° 25' 53" West 216.65 feet to a spike in the eastern line of that property now or formerly belonging to Glenn Phillips; runs thence with the eastern line of the aforesaid Phillips Property North 00° 52' 21" East 1067.19 feet to an existing iron pipe, the southeast corner of that property now or formerly belonging to Engquist Level Development LLC; runs thence with the eastern line of the aforesaid Engquist Level Development LLC Property North 00°30' 38" East 1,478.76 feet to an existing iron pipe in the southern line of that property now or formerly belonging to GK Brightwood LLP; runs thence with the southern line of the aforesaid GK Brightwood LLP Property North 67° 22' 10" East 816.18 feet to an existing iron pipe, the southwest corner of that property now or formerly belonging to Janet Sherron; runs thence with the southern line of the aforesaid Sherron Property North 67° 35' 20" East 802.54 feet to an iron pipe set, the northwest corner of that property now or formerly belonging to E.C. Perry; runs thence with the western line of the aforesaid Perry Property South 02° 43' 08" West 2,337.91 feet to an existing iron pipe, the point and place of Beginning, containing 116.038 acres, more or less, according to survey prepared by W. Robert Murphy, PLS L-4677, to which reference is made for a more perfect and complete description.

For further description see map entitled "Contiguous Annexation Plat for RREF II-FH NC SIERRA LLC" prepared by W. Robert Murphy, PLS L-4677, said map dated April 2015 and recorded in the Office of the Register of Deeds of Durham County in Plat Book _____, Page _____."

Section 2. From and after the effective date of this annexation ordinance the area so annexed shall be subject to all debts, laws, ordinances, and regulations of the City of Durham and shall be entitled to the same privileges and benefits as other parts of the City.

Section 3. This ordinance shall be in full force and effect from and after **June 30, 2016**.